

Donald E Radonich Jr.  
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Vacaville, CA, 95696

FILED

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RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CAL. S.J.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

C DONALD E RADONICH JR, CASE NO. C 07-3730 RMW (PR)  
Petitioner, MOTION TO OPPOSE APPLICATION  
vs. FOR ENLARGEMENT OF TIME TO FILE ANSWER  
D.K. Sisto, et. al.  
Respondent.

Petitioner hereby request respondents application for enlargement of time to file Answer be denied.

Petitioner originally filed a Writ of Habeas Corpus with this court on July 19, 2007. This court gave respondent an "ORDER TO SHOW CAUSE" on February 22, 2008. Respondents answer was due on April 22, 2008, but didn't ask for first "Application for Enlargement of time" until respondent was already 3 days late on April 25, 2008. Petitioner in good faith chose not to oppose respondents request. This court granted respondents motion for 60 day extension of time until June 21, 2008. On June 26, 2008, again five days late, respondent asks this court for an additional 30 day "ENLARGEMENT OF TIME TO FILE ANSWER."

WHEREFORE, because of respondents total disregard for timeliness

and conflicting reasons respondent is unable to file respondents answer, Petitioner respectfully ask this court to DENY respondents application for enlargement of time, dated June 26, 2008, and GRANT Petitioners Motion For Default Summary Judgement Dated June 29, 2008.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Don Radonich", written over a horizontal line.

Donald E Radonich Jr. Dated; June 30, 2008

**PROOF OF SERVICE BY MAIL**

**BY PRISONER "IN PRO PER"**

I hereby certify that I am over the age of 18 years of age, that I am representing myself, and that I am a prison inmate.

My prison address is: California State Prison - Solano  
Housing: 15-I-260  
P.O. Box 4000  
Vacaville, California 95696-4000

On the "date" specified below, I served the following document(s) on the parties listed below by delivering them in an envelope to prison authorities for deposit in the United States Mail pursuant to the "Prison Mailbox Rule":

Case Name: Radovich vs. D.K. Sisto  
warden

Case #: 007-3730 RMW  
(PR)

Document(s) Served: \_\_\_\_\_

Motion to oppose Application For  
Enlargement of time to File Answer

The envelope(s), with postage fully pre-paid or with a prison Trust Account Withdrawal Form attached pursuant to prison regulations, was/were addressed as follows:

Office of the attorney General  
Department of Justice  
455 Golden Gate Ave, Suite 11000  
San Francisco, CA 94102-7004

I declare under penalty of perjury that the foregoing is true and correct. This declaration was executed on June 30, 2008, in Vacaville, California.

"date"

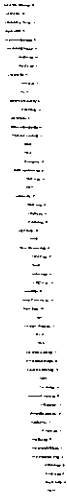
Signature: \_\_\_\_\_

Don Radovich

Printed Name: \_\_\_\_\_

Donald Radovich

W Radowich P-23442  
P-Solano 15I1L0  
Box 4000  
ville CA 95696



CSP SOLANO  
STATE PRISON



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C. J. DECEASET